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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(healre01.012)

Applicant: Falchuk, et al.

Confirmation No.: 7848

Application No: 09/730,299

Group Art Unit: 3626

Filed: 12/05/2000

Examiner: Pass, Natalie

Title: *A medical consultation management system*

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Commissioner for Patents
Alexandria, VA 22313-1450
Filed via EFS

Submission in an RCE under 37 C.F.R. 1.114(a)

Summary of the prosecution

In a final Office action mailed 7/5/2006, Examiner rejected claims 1-4 under 35 U.S.C. 112, second paragraph as being vague and indefinite and persisted in her rejections of claims 1 and 2 under 35 U.S.C. 102 as anticipated by Telemedicine and of claims 3-4 under 35 U.S.C. 103 as obvious over the combination of Telemedicine and Abrahamson. In a response filed 9/27/06, Applicants amended claim 1 to overcome the rejection of claims 1-4 under 35 U.S.C. 112 in the hope of being able to file a *Request for a pre-appeal brief conference* with regard to the rejections under 35 U.S.C. 102 and 103. In an *Advisory Action* mailed 10/19/2006, Examiner refused to enter the amendment on the grounds that it changed the scope of claim 1. Examiner further indicated that the amendment did not overcome the rejection under 35 U.S.C. 112. Applicants are now filing an RCE with this *Submission*, which includes the amendment to claim 1 and amendments to claims 3 and 4 which Applicants believe will together overcome the rejection under 35 U.S.C. 112. The *Submission* further includes a traversal of the rejections under 35 U.S.C. 102 and 103 which has been updated to reflect the language of the claims as amended.

Please amend the claims as follows: